

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

UNILOC USA, INC., and
UNILOC LUXEMBOURG, S.A.,

V.

ADP, LLC.,

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Civil Action No. 2:16-cv-00741-RWS

Defendant

STIPULATION OF DISMISSAL AND JOINT MOTION TO VACATE JUDGMENT

Plaintiffs, Uniloc USA, Inc., and Uniloc Luxembourg S.A. (“Uniloc”), and Defendant, ADP, LLC (“ADP”), have agreed to settle this matter, and therefore stipulate to dismiss all claims by Uniloc against ADP, with prejudice, as follows, but under the following conditions:

1. By filing this Stipulation, the parties are requesting the Court to vacate the Final Judgment entered October 20, 2017 (Docket No. 269) and the Order dated September 28, 2017 (Docket No. 267), each as to ADP only but not as to any other defendant, so that Uniloc is not estopped by this Stipulation from appealing the issues decided in the Order as to any other defendant. If, and only if, the Court grants that request, the parties further stipulate:
 - a. Any and all claims by Uniloc against ADP are dismissed with prejudice.
 - b. Uniloc and ADP shall each bear its own attorney’s fees, expenses, and costs.
 - c. All other relief requested between Uniloc and ADP should be denied as moot.
2. If, however, the Court denies the request to vacate the Final Judgment and the Order as between Uniloc and ADP, then this Stipulation shall be withdrawn.

3. If the Court does not act on this Stipulation before Uniloc files a Notice of Appeal as to ADP, then the parties agree to take whatever steps are necessary to return the action to the District Court, so this Court can act on this Stipulation.

Dated: October 31, 2017

Respectfully submitted,

/s/ Kevin Gannon

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**ATTORNEYS FOR DEFENDANT
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CERTIFICATE OF SERVICE

I hereby certify that on October 31, 2017, a true and correct copy of the foregoing document was served upon all counsel of record via the Court's CM/ECF system in accordance with this Court's Local Rules.

/s/ Kevin Gannon
Kevin Gannon